

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION

JOSEPH DEAN VIGIL,

Plaintiff,

v.

Case No. 10-14401
Honorable Patrick J. Duggan

REGENTS OF THE UNIVERSITY OF
MICHIGAN, EDIE GOLDENBERG,
DON HERZOG, CHRISTINA WHITMAN,
and ANNA KIRKLAND,

Defendants.

JUDGMENT

This lawsuit arises from Plaintiff's November 2007 dismissal from the University of Michigan's doctoral program after he failed to defend his dissertation within six years of becoming a candidate. In his *pro se* Complaint, filed November 3, 2010, Plaintiff alleges the following claims against Defendants: (1) retaliation in violation of his First Amendment rights pursuant to 42 U.S.C. § 1983; (2) violation of his substantive and procedural due process rights pursuant to 42 U.S.C. § 1983; (3) violation of his rights under the Equal Protection Clause pursuant to 42 U.S.C. § 1983; (4) retaliation in violation of his free speech rights under the Michigan Constitution; (5) violation of his due process rights under the Michigan Constitution; (6) violation of his equal protection rights under the Michigan Constitution; (7) breach of express or implied contract; (8) defamation; (9) tortious interference with contractual or advantageous business relationships; (10) intentional infliction of emotional distress; and (11) race and ethnic

discrimination in violation of the Elliott-Larsen Civil Rights Act. On March 25, 2011, Defendants filed a motion to dismiss pursuant to Federal Rule of Civil Procedure 12(b)(6) which this Court granted in an Opinion and Order entered on this date.

Accordingly,

IT IS ORDERED, ADJUDGED, AND DECREED, that Plaintiff's Complaint is **DISMISSED WITH PREJUDICE** as to Claims 1-6 and 8-11 and **DISMISSED WITHOUT PREJUDICE** as to Claim 7 (breach of contract).

Date: July 28, 2011

s/PATRICK J. DUGGAN
UNITED STATES DISTRICT JUDGE

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